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UTILITY PATENT APPLICATION TRANSMITTAL <i>(Only for new nonprovisional applications under 37 CFR 1.53(b))</i>		Attorney Docket No. 501.37436CV2	
		First Inventor NISHIHARA, SHINJI, et al.	
		Title METHOD OF FABRICATING SEMICONDUCTOR INTEGRATED CIRCUIT DEVICE	
		Express Mail Label No.	

APPLICATION ELEMENTS SEE MPEP chapter 600 concerning utility patent application contents.	ADDRESS TO: Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria VA 22313-1450
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1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)

2. ☐ Applicant claims small entity status.
See 37 CFR 1.27.

3. ☒ Specification [Total Pages: **37**]
(preferred arrangement set forth below)
 -Descriptive title of the invention
 -Cross Reference to Related Applications
 -Statement Regarding Fed sponsored R & D
 -Reference to sequence listing, a table,
 or a computer program listing appendix
 -Background of the Invention
 -Brief Summary of the Invention
 -Brief Description of the Drawings *(if filed)*
 -Detailed Description
 -Claim(s)
 -Abstract of the Disclosure

4. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets: **20**]

5. Oath or Declaration [Total Sheets: **2**]
 a. ☐ Newly executed (original or copy)
 b. ☒ Copy from a prior application (37 CFR 1.63 (d))
(for continuation/divisional with Box 18 completed)
 i. ☐ **DELETION OF INVENTOR(S)**
 Signed statement attached deleting inventor(s)
 Named in the prior application, see 37 CFR
 1.63(d)(2) and 1.33(b)

6. ☐ Application Data Sheet. See 37 CFR 1.76

7. ☐ CD-ROM or CD-R in duplicate, large table or
Computer Program *(Appendix)*

8. Nucleotide and/or Amino Acid Sequence Submission
if applicable, all necessary
 a. ☐ Computer Readable Form (CRF)
 b. Specification Sequence Listing on:
 i. ☐ CD-ROM or CD-R (2 copies); or
 ii. ☐ paper
 c. ☐ Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS	
9. <input type="checkbox"/> Assignment Papers (cover sheet & documents(s)) 10. <input type="checkbox"/> 37 CFR 3.73(b) Statement <input type="checkbox"/> Power of Attorney <i>(when there is an assignee)</i> 11. <input type="checkbox"/> English Translation Document <i>(if applicable)</i> 12. <input checked="" type="checkbox"/> Information Disclosure <input checked="" type="checkbox"/> Copies of IDS Citations Statement (IDS)/PTO-1449 13. <input checked="" type="checkbox"/> Preliminary Amendment 14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) <i>(Should be specifically itemized)</i> 15. <input type="checkbox"/> Certified Copy of Priority Document(s) <i>(if foreign priority is claimed)</i> 16. <input type="checkbox"/> Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.	17. <input checked="" type="checkbox"/> Other: Letter and Credit Card Payment Form

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: **09/380,735**

Prior application information: Examiner: **D. Kang** Art Unit: **2811**

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

<input checked="" type="checkbox"/> Customer Number 020457		OR <input type="checkbox"/> Correspondence address below	
Name ANTONELLI, TERRY, STOUT & KRAUS, LLP			
Address 1300 NORTH SEVENTEENTH STREET			
SUITE 1800			
City	ARLINGTON	State	VA
Zip Code	22209		
Country	UNITED STATES	Telephone	(703) 312-6600
		Fax	(703) 312-6666
Name (Print/Type)	Alan E. Schiavelli		Registration No. (Attorney/Agent)
			32,087
Signature			Date
			November 26, 2003

This collection of information is required by 37 CFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2

 22388 U.S. PTO
10/721902

112603

16698
112603
USPTO

PTO/SB/17 (10-03)

Approved for use through 07/31/2006. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)**770.00**

Complete if Known

Application Number Rule 53(b) of 09/380,735
Filing Date November 26, 2003
First Named Inventor NISHIHARA, SHINJI, et al.
Examiner Name Unassigned
Art Unit Unassigned
Attorney Docket No. 501.37436CV2

METHOD OF PAYMENT (check all that apply)

☐ Check ☒ Credit Card ☐ Money ☐ Other ☐ None
Order

☐ Deposit Account:

Deposit Account Number 01-2135
Deposit Account Name Antonelli, Terry, Stout & Kraus, LLP

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) during the pendency of this application.

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity	Small Entity	Fee	Fee	Fee Description	Fee Paid
Code (\$)	Code (\$)				
1001 770	2001 385			Utility filing fee	770.00
1002 340	2002 170			Design filing fee	
1003 530	2003 265			Plant filing fee	
1004 770	2004 385			Reissue filing fee	
1005 160	2005 80			Provisional filing fee	

SUBTOTAL (1) 770.00

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Extra Claims		Fee from below	Fee Paid
Total Claims	8	-20** = 0 x = 0	
Indep. Claims	1	-3** = 0 x = 0	
Multiple Dependent			

Large Entity	Small Entity	Fee	Fee	Fee Description
Code (\$)	Code (\$)			
1202 18	2202 9			Claims in excess of 20
1201 86	2201 43			Independent claims in excess of 3
1203 290	2203 145			Multiple dependent claim, if not paid
1204 86	2204 43			** Reissue independent claims over original patent
1205 18	2205 9			** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) \$0

**or number previously paid, if greater; For Reissues, see above.

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity	Small Entity	Fee	Fee	Fee Description
Code (\$)	Code (\$)			
1051 130	2051 65			Surcharge - late filing fee or oath
1052 50	2052 25			Surcharge - late provisional filing fee or cover sheet
1053 130	1053 130			Non-English specification
1812 2,520	1812 2,520			For filing a request for <i>ex parte</i> reexamination
1804 920*	1804 920*			Requesting publication of SIR prior to Examination action
1805 1,840*	1805 1,840*			Requesting publication of SIR after Examiner action
1251 110	2251 55			Extension for reply within first month
1252 420	2252 210			Extension for reply within second month
1253 950	2253 475			Extension for reply within third month
1254 1,480	2254 740			Extension for reply within fourth month
1255 2,010	2255 1,005			Extension for reply within fifth month
1401 330	2401 165			Notice of Appeal
1402 330	2402 165			Filing a brief in support of an appeal
1403 290	2403 145			Request for oral hearing
1451 1,510	1451 1,510			Petition to institute a public use proceeding
1452 110	2452 55			Petition to revive - unavoidable
1453 1,330	2453 665			Petition to revive - unintentional
1501 1,330	2501 665			Utility issue fee (or reissue)
1502 480	2502 240			Design issue fee
1503 640	2503 320			Plant issue fee
1406 130	1460 130			Petitions to the Commissioner
1807 50	1807 50			Processing fee under 37 CFR 1.17(q)
1806 180	1806 180			Submission of Information Disclosure Stmt
8021 40	8021 40			Recording each patent assignment per property (times number of properties)
1809 770	2809 385			Filing a submission after final rejection (37 CFR § 1.129(a))
1810 770	2810 385			For each additional invention to be examined (37 CFR § 1.129(b))
1801 770	2801 385			Request for Continued Examination (RCE)
1802 900	1802 900			Request for expedited examination of a design application

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

770.00

SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Alan E. Schiavelli	Registration No. (Attorney/Agent)	32,087	Telephone	703-312-6600
Signature				Date	11/26/2003

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: NISHIHARA et al.

Serial No.: Rule 53(b) of 09/380,735

Filed: November 26, 2003

For: METHOD OF FABRICATING SEMICONDUCTOR INTEGRATED
CIRCUIT DEVICE

Art Unit: Unassigned (2811 previously in parent application)

Examiner: Unassigned (D. Kang previously in parent application)

LETTER

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

November 26, 2003

Sir:

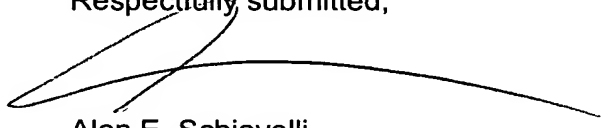
The original claims of the above-identified application, claims 1-8, are noted. All of these original claims are directed to a method of fabricating a semiconductor integrated circuit device, with claim 1 being the sole independent claim. Claim 1 includes processing steps corresponding to some of the processing steps in independent claim 48 of Application No. 09/380,735, given a filing date of February 4, 2000.

Applicants intend to file a Supplemental Preliminary Amendment in the above-identified application, presenting claims to be considered on the merits in the above-identified application. If this Supplemental Preliminary Amendment is not in the file of the above-identified application at the time that the Examiner takes up the above-identified application for examination, the Examiner is respectfully requested to contact the undersigned, so as to determine status of this Supplemental

Preliminary Amendment. The Examiner is thanked in advance for complying with this request.

Please charge any shortage in the fees due in connection with the filing of this paper, including extension of time fees and excess claim fees, to Deposit Account No. 01-2135 (referencing case No. 501.37436CV2) and please credit any excess fees to such deposit account.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Alan E. Schiavelli', written over a horizontal line.

Alan E. Schiavelli
Registration No. 32,087
ANTONELLI, TERRY, STOUT & KRAUS, LLP

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